

CITY COUNCIL MINUTES
March 26, 2012
REGULAR SESSION

The Regular Session of the Auburn City Council was held in the Council Chambers, City Hall, 1225 Lincoln Way, Auburn, California on Monday, March 26, 2012 at 6:00 p.m. with Mayor Nesbitt presiding and City Clerk Joseph G.R. Labrie recording the minutes.

CALL TO ORDER

ROLL CALL:

Council Members Present: Bridget Powers, Kevin Hanley, J. M. "Mike" Holmes, Keith Nesbitt

Council Members Absent: William W. Kirby

Staff Members Present: City Manager Robert Richardson, City Attorney Michael Colantuono, Fire Chief Mark D'Ambrogi, Public Works Director Bernie Schroeder, Administrative Services Director Andy Heath and Police Chief John Ruffcorn.

City Attorney Michael Colantuono requested item 4 (anticipated litigation) be added to the closed session agenda.

MOTION: Hanley/ Holmes/ Unanimously approved by voice

By **MOTION** adjourn to a Closed Session under Government Code Section 54957.6

MOTION: Holmes/ Powers/ Unanimously approved by voice

1. **Public Employee Performance Evaluation**
(G.C. 54957)

Title: City Manager

2. **Conference with Labor Negotiators**
(G.C. 54957.6)

Agency Designated Representatives: Robert Richardson, Patrick Clark

Employee Group: Fire

3. **Conference with Legal Counsel**

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in the litigation.

Existing Litigation:

(G.C. 54956.9(a))

Joseph G. R. Labrie, Auburn City Clerk v. Board of Supervisors for the County of Placer, Jim McCauley, County Clerk-Record-Registrar of Voters (James Earp, Hank Gonzales and California Alliance for Jobs, Real Parties in Interest), Placer County Superior Court Case No. SCV-0030835

4. Anticipated Litigation:

(G.C. 54956.9(b))

A point has been reached where, in the opinion of the City Council/Agency on the advice of its legal counsel, based on the below-described existing facts and circumstances, there is a significant exposure to litigation against the City Council/Agency.

(C) Communication with from Karl Olson, attorney for Victoria Connolly, threatening litigation (copy available for public inspection in City Clerk's office). G.C. 54956.9b(3)(C)

REPORT OUT OF CLOSED SESSION

No reportable action.

PLEDGE OF ALLEGIANCE

AGENDA APPROVAL

The agenda was approved as presented by consensus of the Council.

CONSENT CALENDAR

1. Palm Avenue Sidewalk and Bicycle Lane Project – Agreement with PCWA

By **RESOLUTION 12-18**, authorize the Director of Public Works to execute an agreement with Placer County Water Agency (PCWA) for their portion of improvements for the Palm Avenue Sidewalk and Bicycle Lane Project in an amount not to exceed \$95,180.

2. Auburn Municipal Airport – Amendment No. 1 to the Professional Services Agreement with Jacobs Engineering Group, Inc.

By **RESOLUTION 12-19**, authorize the Director of Public Works to execute Amendment No. 1 to the Professional Services Agreement with Jacobs Engineering Group, Inc. in an amount not to exceed \$119,403.50.

3. Wildland Fire Protection Agreement with Cal Fire, FY 2012-2013

By **RESOLUTION 12-20**, approve and authorize the Fire Chief to sign the Wildland Fire Protection Agreement for FY 2012-2013 with Cal Fire.

4. **Results of Annual Audit – Fiscal Year 2010-11**

Receive and file the Comprehensive Annual Financial Report for the City of Auburn for Fiscal Year 2010-11.

***** End of Consent Calendar *****

By **MOTION**, approve the consent calendar.

MOTION: Holmes/Powers/ Approved 4:0 (Kirby absent)

5. **Public Comment**

Council Member Holmes said there is a problem with vandalism and trash in the School Park Preserve. He said there needs to be regular enforcement in the park.

City Manager Bob Richardson said the Police and Public Works Department are both aware of the School Park Preserve problem and are actively working on getting it remediated.

Mayor Nesbitt commended the Public Works Department for their work during recent winter storms. He also congratulated the City of Auburn on their award received for Phases 1 and 2 of the Streetscape Project.

REPORTS

6. **City Council Committee Reports**

Council Member Powers also congratulated the City of Auburn on the Streetscape award.

Council Member Holmes commended the Arts Commission on the outstanding effort put into the Mount Quarries Railroad Bridge art contest. He spoke of other events being held in the community to celebrate the bridge's anniversary.

Council Member Holmes said the Sierra Business Council had an Economic Forum at Holiday Inn this morning regarding a State Economic Forum to be held on May 11th. He said the focus is to help small businesses be successful.

Mayor Nesbitt said the Placer County Transportation Planning Agency moved its meeting to April 11th.

COUNCIL BUSINESS

7. **City Council Appointments to Redevelopment Agency Successor Agency's Oversight Committee**

Administrative Services Director Andy Heath presented this item. He said the California Health and Safety code requires appointment of two individuals to the former Auburn Urban Development Authority ("AUDA") successor agency oversight board as part of the redevelopment dissolution process. He said the oversight committee will establish and follow through with the enforceable obligation payment schedule, dispose of all assets of the former AUDA, cease performance of all agreements once completed, and renegotiations of existing agreements. He reviewed appointments to the committee and meeting requirements. He said this committee will expire July 1, 2016 when Placer County will replace all county oversight committees with one oversight committee.

Council Member Holmes asked about meeting requirements and appointments already made.

Curt Smith, resident of Auburn, said the Auburn Recreation District will be making their appointment this Thursday.

Discussion followed regarding making this appointment.

By **RESOLUTION 12-21**, appoint Mayor Keith Nesbitt and the City's Director of Administrative Services Andy Heath to the Successor Agency Oversight Committee pursuant to Health and Safety Code Section 34179(a)(2) and 34179(a)(7).

MOTION: Powers/ Hanley/ Approved 4:0 (Kirby absent)

8. **Auburn Airport and Business Park Monument Sign – Environmental and Award**

Public Works Director Bernie Schroeder presented this item. She explained the concept and idea behind this sign. She said the proposed location is Bell and New Airport Road. She said the location of Locksley Lane and Highway 49 has also been discussed. She said five proposals were received for this project. She said they are looking at alternatives ways to light the sign after one proposal for the electrical work came back too high. She said the project has been presented to the Auburn Airport Business Park Association, 5AC, Auburn Aviation Association, and the

North Auburn Municipal Advisory Committee. She said the funding for this project is from the airport fund.

Council Member Hanley asked what additional design features were recently added.

Council Member Powers said she also met with all the associations, gave them the presentation and they all approved moving forward with the sign. She said there was some disagreement in regards to the stabilizer incorporated in the sign, but majority approved of it. She also addressed the second location of Locksley Lane & Hwy. 49.

Council Member Holmes asked about the county right of way at Bell and New Airport Road and the proposed lighting.

Mayor Nesbitt asked about the temporary signs currently at the location, and solar powered light options.

Council Member Hanley asked about possible theft and value of stabilizer.

Mayor Nesbitt said he likes the design of the sign, being substantial and permanent. He said he hopes the temporary signs can be cleaned up. He also said that lighting is important for this sign.

By **RESOLUTION 12-22**, find the Auburn Airport & Business Park Monument Sign Project categorically exempt from the California Environmental Quality Act (CEQA) per Section 15302 Replacement or Reconstruction of Existing Facilities.

By **RESOLUTION 12-23**, authorize the Director of Public Works to execute a construction contract with Vivid Signs, Inc. for the Auburn Airport & Business Park Monument Sign Project in an amount not to exceed \$10,935.

MOTION: Holmes/ Hanley/ Approved 4:0 (Kirby absent)

9. **Financial Status Report – Fiscal Year 2011-12**

Administrative Services Director Andy Heath presented this item. He reviewed the budget review process, General Fund revenue and expenditures, Enterprise Funds, Special Revenue Funds and next fiscal year 2012-13 budget development.

Council Member questions followed regarding: (1) street overlay funds, (2) reserve fund balances, (3) budget workshop, (4) traffic fine decrease, (5) sewer expenditures, (6) CalPERS discount rate reduction, and (7) health care increases.

Council Member Hanley commented on the general fund and reserve amounts. He said it is important for the city to be realistic and ensure they can pay retirement costs and healthcare for city workers.

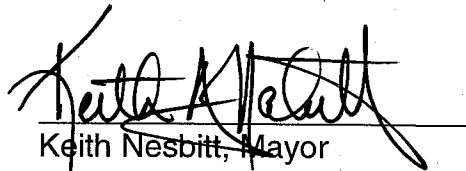
By RESOLUTION 12-24:

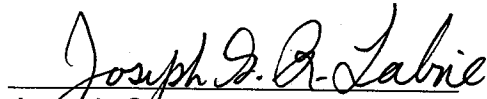
- A) Increase the estimate for earned revenue in the City's General Fund by \$214,612 to \$8,217,771;
- B) Increase the appropriation for expenditures in the City's General Fund by \$167,498 to \$8,170,657; and
- C) Increase the General Fund Cash Reserves by \$47,114 to \$2,716,690.
- D) Adopt the modified budgets in accordance with the attached schedules for the City's Airport, Sewer, Redevelopment, Gas Tax, Transportation, Transit, Solid Waste Management, Fire Department Equipment, CDBG, and FEP Funds.

MOTION: Holmes/ Powers/ Approved 4:0 (Kirby absent)

ADJOURNMENT

Mayor Nesbitt adjourned the meeting, without objection, at 7:18 p.m.


Keith Nesbitt, Mayor


Joseph G. R. Labrie, City Clerk